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June 29, 2005

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Charles L.A. Terreni  
Chief Clerk/Administrator  
The Public Service Commission of South Carolina  
Synergy Business Park  
101 Executive Center Drive  
Post Office Drawer 11649  
Columbia, SC 29211

Re: Docket No: 2005-110-W/S-Order No. 2005-210 *Petition of the Office of Regulatory Staff to Request Forfeiture of the Piney Grove Utilities, Inc. Bond and to Request Authority to Petition the Circuit Court for Appointment of a Receiver*  
CT&R No: 1529.001\Piney Grove - ORS

Dear Mr. Terreni:

Enclosed please find the original and eleven (11) copies of **Piney Grove Utilities, Inc.'s Objection to Night Hearing**, in regard to the above-referenced matter.

Please file the original and ten copies and return a clocked copy to me via my courier.

With kind regards, I am

Sincerely yours,

CALLISON TIGHE & ROBINSON, LLC

Louis H. Lang

LHL/cs

Enclosures

cc: Benjamin P. Mustian, Esq. (w/ encl.)  
Mr. D. Reece Williams, IV (w/ encl.)  
1529.001\Piney Grove - ORS\Clerk PSC.002

BEFORE THE PUBLIC SERVICE COMMISSION  
FOR THE STATE OF SOUTH CAROLINA

DOCKET NUMBER 2005-110-W/S-ORDER NO. 2005-210

In Re: Petition of the Office of Regulatory Staff to )  
Request Forfeiture of the Piney Grove )  
Utilities, Inc bond and to Request Authority )  
to Petition the Circuit Court for )  
Appointment of a Receiver )

2005 JUN 27 PM 2:27  
Piney Grove Utilities, Inc.

**PINEY GROVE UTILITIES, INC.'S OBJECTION TO NIGHT HEARING**

Piney Grove Utilities, Inc., by and through its undersigned counsel, hereby respectfully objects to the night hearing in this matter set for Thursday, June 30, 2005.

These objections are based upon the following:

1. Although notice of the night hearing is dated May 31, 2005, it was not mailed until June 1, 2005, and was not received by the undersigned until June 3, 2005. The undersigned did receive an electronic copy of the May 31, 2005, notice at 5:07 p.m., on May 31, 2005. However, the undersigned is unaware of any provision in the rules governing this matter allowing electronic service.
2. Based upon the foregoing, Piney Grove Utilities, Inc., would respectfully submit that notice of the night hearing was not timely.
3. In addition, on May 3, 2005, Piney Grove Utilities, Inc., filed a motion requesting severance of the receiver issues from the bond forfeiture issues presented by the petition of the Office of Regulatory Staff (ORS) in the above referenced matter. In response to this motion, ORS argued that there should be no severance or, in the alternative, that the individuals who executed the bond be joined as parties. This

motion has not be ruled upon as yet. Piney Grove Utilities, Inc., would respectfully submit that the night hearing should not proceed prior to a ruling on this motion.

As indicated above, subject to the foregoing, Piney Grove Utilities, Inc., will attend the night hearing.

CALLISON TIGHE & ROBINSON, LLC



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Attorneys for Respondent

Columbia, South Carolina  
June 29, 2005

**CERTIFICATE OF MAILING**

I, Crystal Smith, hereby certify that I have mailed a copy of the above and foregoing to counsel of record in said proceedings to his office address with sufficient postage attached.

Benjamin P. Mustian, Esq.  
Office of Regulatory Staff  
Post Office Box 11263  
Columbia, SC 29211

Columbia, S.C. this 25<sup>th</sup> day of June, 2005.

Crystal Smith  
Crystal Smith

CO  
601-251-2000  
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